

ESTTA Tracking number: **ESTTA553751**

Filing date: **08/13/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91197014
Party	Plaintiff Nantahala Outdoor Center, Inc., Smoky Mountain Outdoors Unlimited, Inc.
Correspondence Address	JACOB G HORTON PITTS LAKE PC P O Box 51295 KNOXVILLE, TN 37950 1295 UNITED STATES jhorton@pl-iplaw.com, pforsyth@pl-iplaw.com, kself@pl-iplaw.com, lcoates@pl-iplaw.com, mdoss@pl-iplaw.com, rpitts@pl-iplaw.com, docketing@pl-iplaw.com
Submission	Withdrawal of Opposition
Filer's Name	Jacob G. Horton
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Signature	/Jacob G. Horton/
Date	08/13/2013
Attachments	00305658.PDF(10019 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application Serial No. 85/019,492
Mark: RAFTING IN THE SMOKIES
Published in the *Official Gazette* on September 21, 2010

NANTAHALA OUTDOOR CENTER, INC.,
and
SMOKY MOUNTAIN OUTDOORS
UNLIMITED, INC.,

Opposers,

v.

RITS, LLC,

Applicant.

Opposition No. 91197014

Commissioner for Trademarks
Trademark Trial and Appeal Board
P. O. Box 1451
Alexandria, VA 22313-1451

**MOTION TO WITHDRAW BY OPPOSERS NANTAHALA OUTDOOR
CENTER, INC. AND SMOKY MOUNTAIN OUTDOORS UNLIMITED, INC.**

Now comes Opposer Nantahala Outdoor Center, Inc. (“Nantahala Outdoor”) and Opposer Smoky Mountain Outdoors Unlimited, Inc. (collectively the “Opposers”), by and through the undersigned counsel, and hereby give notice to this Board that the Opposers and the Applicant, RITS, LLC, have entered into a Settlement Agreement related to this Opposition. Pursuant to the Settlement Agreement between the Opposers and RITS, LLC, and in accordance with 37 C.F.R. § 2.106(c) and TTAB Manual of Procedure § 601.01, Opposers hereby withdraw their opposition to the Application Serial No. 85/019,492 filed by RITS, LLC, with prejudice. Each party shall bear its own costs.

Dated:

08/13/2013

Respectfully submitted,

s/Jacob G. Horton/

Robert E. Pitts (Tenn. BOPR# 01,610)

Melinda L. Doss (Tenn. BOPR# 13,217)

Jacob G. Horton (Tenn. BOPR# 25,467)

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of this MOTION TO WITHDRAW BY OPPOSERS NANTAHALA OUTDOOR CENTER, INC. AND SMOKY MOUNTAIN OUTDOORS UNLIMITED, INC. has been served on counsel of record at the following addresses by First Class Mail on the 13th day of August, 2013.

Michael E. Robinson
Robinson Intellectual Property Law
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800 S. Gay St., Suite 700
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s/Jacob G. Horton
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